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**From:** Mutter, Andrew [mutter.andrew@epa.gov]  
**Sent:** 1/5/2021 10:52:16 PM  
**To:** Smidinger, Betsy [Smidinger.Betsy@epa.gov]  
**Subject:** FW: Ex. 6 Personal Privacy (PP) performance

Best regards,

Andrew

**Andrew Mutter**

Director, Public Affairs  
U.S. Environmental Protection Agency, Region 8 (Denver, CO)

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**From:** Wardell, Christopher <Wardell.Christopher@epa.gov>  
**Sent:** Tuesday, January 5, 2021 2:06 PM  
**To:** Wharton, Steve <Wharton.Steve@epa.gov>; Urdiales, Aaron <Urdiales.Aaron@epa.gov>; Smidinger, Betsy <Smidinger.Betsy@epa.gov>; Mutter, Andrew <mutter.andrew@epa.gov>  
**Subject:** FW: Ex. 6 Personal Privacy (PP) performance

FYSA,  
Can I share this with Ex. 6 Personal Privacy (PP)

Chris Wardell  
Community Involvement Section Chief  
U.S. EPA Region 8  
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**From:** Wardell, Christopher  
**Sent:** Tuesday, January 5, 2021 2:05 PM  
**To:** Bridget Walsh <denverbridget@gmail.com>  
**Subject:** [REDACTED] Performance

Dear Bridget,

Thank you for your email to Betsy Smidinger on December 31, 2020, in which you shared your concerns regarding the [REDACTED] Superfund site. We appreciate the opportunity to discuss and clarify these important matters. Community involvement and open lines of communication are essential as we continue to explore new and innovative ways to keep the community informed about EPA actions during this challenging time.

Superfund Community Advisory Groups (CAGs) play a key role in helping the EPA and the states make more-informed decisions by providing a forum for communicating the perspectives and concerns of the affected community throughout the Superfund process. We, EPA Region 8, are committed to supporting this process for the [REDACTED] Superfund site and the communities affected by the site.

EPA Region 8 senior management met to discuss the concerns raised in your recent correspondence regarding EPA staffing at the [REDACTED] site. We understand your concerns, however, the Region 8 Superfund program has full confidence in the currently assigned staff and is well aware of their efforts to communicate with the CAG on site related issues. We are in the process of finalizing the community involvement plan and will release the document in the next few weeks. In the meantime, we will continue to provide quarterly updates on site activities including accurate information regarding ongoing investigations and cleanup work, as well as follow-up on issues related to the five-year reviews.

We recognize communication challenges exist with the [REDACTED] CAG and we are eager to establish productive, professional and open communication with the community. CAG members need to serve as a direct and reliable conduit of information related to the Superfund site to and from the community along with the Agencies and represent views of other community members during their service.

In addition, a CAG provides a public forum for community members to present and discuss their needs and concerns related to *the Superfund decision-making process*. EPA recognizes that many of the environmental concerns that are raised by the CAG are not Superfund issues. We remain strongly committed to meaningful public involvement, and we will keep the community informed about plans, decisions, and actions throughout the Superfund process.

We are available to meet with individuals, neighborhood groups, and with other members of the public upon request or if site activity warrants. Additionally, EPA and CDPHE leadership have started the formation of a broader forum for community discussions on environmental concerns, including environmental justice issues, in north east Denver and Commerce City areas and will share more information with you and the community on that effort in the near future.

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Betsy

From: Bridget Walsh **Ex. 6 Personal Privacy (PP)**  
Sent: Thursday, December 31, 2020 9:14 AM  
To: Smidinger, Betsy <Smidinger.Betsy@epa.gov>  
Cc: Wharton, Steve <Wharton.Steve@epa.gov>  
Subject: **Ex. 6 Personal Privacy (PP)** performance

Dear Betsy,

I am not sure when you joined EPA but maybe better times are ahead for you and for the community:

<https://www.nbcnews.com/news/us-news/biden-will-inherit-hundreds-toxic-waste-superfund-sites-climate-threats-n1252276>

In a batch of recent FOIA requests to EPA we found the attached.  
( See below)

I would like to say that the **Ex. 6 Personal Privacy (PP)** CAG members have also had problems with **Ex. 6 Personal Privacy (PP)** storing public documents on his private, password protected One Drive.

**Ex. 6 Personal Privacy (PP)** was asked to post documents that the CAG needs to fulfill their mandate, on a public server, easily accessible to all, but that request was ignored as have been so many others.

On the rare occasion that **Ex. 6 Personal Privacy (PP)** sends CAG members requested documents, they are often in inaccessible formats. These minor irritations pale in comparison to other difficulties with **Ex. 6 Personal Privacy (PP)** performance as the face of the EPA in the community.

A few examples:

- **Ex. 6 Personal Privacy (PP)** have not attended regularly scheduled CAG meetings for about a year. Instead they send the CAG written quarterly updates that are inaccurate and uninformative. The CAG

members have no opportunity to engage with EPA. When Mr.

**Ex. 6 Personal Privacy (PP)** did attend, they often presented as sulking, hostile participants.

- We have found that repeated EPA absence from CAG meetings is highly unusual and that EPA regularly attends all other CAG meetings in Colorado.

Does this leave EPA Region 8 open to claims of institutional racism as we are an EJ community with a majority of low income, minority residents?

- It is well known and documented that Site residents suffer many disabling health conditions and early deaths from conditions that are endemic to this community and others in or near Superfund Sites.

Three of our community CAG members and their families suffer from a sad litany of these illnesses and they want answers and relief.

Others are very worried about what will happen to their families from exposure to the toxins in their environment.

Science and public health experts have pointed to solutions. The CAG needs active EPA engagement.

- The CAG has been waiting since 2019 to receive a copy of the long promised draft of the latest Community Involvement Plan (CIP). According to EPA CAG Guidelines, the CAG is supposed to advise EPA on draft documents as they are developed. Perhaps **Ex. 6 Personal Privacy (PP)** is struggling with this project as well as others mentioned in the attached emails?

- Another example **Ex. 6 Personal Privacy (PP)** seems unable to coherently discuss the deficiencies found in the **Ex. 6 Personal Privacy (PP)**, regarding Institutional Controls, concerning the notice that is supposed to go

to *prospective* buyers of properties in OU1 that have not been tested or tested and not remediated. Title companies are, according to the report, not able to pick up the IC due to the way they were recorded. EPA gave itself until 9/2021 to get a fix. [Ex. 6 Personal Privacy (PP)] seems unaware that there is a problem.

These are just a few of many examples of [Ex. 6 Personal Privacy (PP)] failure to perform the job that the community expects from the EPA.

In my opinion, the [Ex. 6 Personal Privacy (PP)] and EPA have both suffered unnecessary damage from [Ex. 6 Personal Privacy (PP)] participation in our CAG. He has been hostile, abusive, unresponsive, and incompetent.

From the tone of many other emails we received in the FOIA request, it seems that **Ex. 6 Personal Privacy (PP)** may have "poisoned the well" for this CAG at the EPA and perhaps may have recruited others in their unexplainable efforts to disband our hard working, legitimate CAG that has been meeting monthly since March , 2017 and before.

It is my personal observation that [Ex. 6 Personal Privacy (PP)] is unfit and ill equipped to deal with the public and to represent the EPA in the community. He is the embodiment of the Trump EPA culture.

I believe that CAG members would like to see a change in the staff assigned to the [Ex. 6 Personal Privacy (PP)] Superfund Site. It seems that other EPA staff members may have also adopted his rather bewildering approach to public relations on behalf of the EPA.

We are reaching out to the Biden transition team and to national and local politicians and others who have demonstrated a commitment to environmental justice, science and increased funding for a more competent, honest EPA.

CAG members have indicated that they are interested in meeting with EPA after the administration change in DC. We are all looking forward to a brighter future.

You are always welcome to join our monthly public meeting . January 19, we are having a speaker and a program on environmental justice and in February the Endocrine Society will present a program on the health impacts of endocrine disruptors such as lead, arsenic and cadmium found in the Site, on the unborn, children and adults.

We will also be hearing from our CAG technical experts and community members on work underway at OU2 and OU3.

It would be helpful if EPA would send informed, competent representatives with communication skills to these virtual meetings.

Cheers,  
Bridget Walsh  
CAG Member  
Resident of North Park Hill

**Warmest regards,**

"Bridget" Eileen Walsh, Real Estate Broker  
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